Bennett, Giuliano, McDonnell & Perrone, LLP Attorneys for Defendant TISHMAN CONSTRUCTION CORPORATION OF NEW YORK 494 Eighth Avenue, 7<sup>th</sup> Floor New York, New York 10001 Telephone: (646) 328-0120 William R. Bennett, III (WB 1383)

## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

TRAVELERS PROPERTY CASUALTY COMPANY OF AMERICA a/s/o Ethical Culture Fieldston School and Ethical Culture Fieldston,

07 CV 11178

Plaintiff,

- against -

TISHMAN CONSTRUCTION CORPORATION OF NEW YORK, JOHN CIVETTA & SONS, INC., AMBROSINO, DEPINTO, SCHMIEDER CONSULTING ENGINEERS, P.C., MUNOZ ENGINEERING & LAND SURVEYING, P.C., COOPER, ROBERTSON & PARTNERS, LLP, and LANGAN ENGINEERING AND ENVIRONMENTAL SERVICES, INC.,

TISHMAN'S ANSWER TO AMBROSINO'S CROSS-CLAIM

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Defendants.	
	X

Defendant TISHMAN CONSTRUCTION CORPORATION OF NEW YORK, by its attorneys, Bennett, Giuliano, McDonnell & Perrone, LLP, as and for its Answer to defendant Ambrosino, Depinto, Schmieder Consulting Engineers, P.C.'s cross-claim(s), states at follows:

1. Denies each and every allegation contained in defendant Ambrosino, Depinto, Schmieder Consulting Engineers, P.C.'s cross-claim(s), and incorporates herein all affirmative defenses contained in its Answer to the Amended Complaint.

WHEREFORE, defendant TISHMAN CONSTRUCTION CORPORATION OF NEW YORK demands judgment against the defendant Ambrosino, Depinto, Schmieder Consulting Engineers, P.C., dismissing its cross-claim(s) against Tishman Construction Corporation of New York.

Dated: New York, New York March 18, 2008

Bennett, Giuliano, McDonnell & Perrone, LLP Attorneys for Defendant

Tishman Construction Corporation of New York

William R. Bennett, III 494 Eighth Avenue, 7<sup>th</sup> Floor New York, New York 10001

Telephone: (646) 328-0120

TO: Attached Service List.

## **CERTIFICATE OF SERVICE**

I, WILLIAM R. BENNETT, III, an attorney duly admitted to practice in the Courts of the State of New York and in this District, hereby certify that on March 18, 2008, I personally caused a copy of the foregoing to be served on the above listed counsel of record, by depositing a true copy of same enclosed in a properly addressed wrapper in an official depository under the exclusive care and custody of the United States Post Office Department within the State of New York.

WILLIAM R. BENNETT, III

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